THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :18452 OF 2007

DATED:03-09-2007

BETWEEN:

Smt Hajibee.

.....
PETITIONER

AND

The Assistant Director of Survey and Land Records,
Adilabad & another.

.....RESPONDENTS

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ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Revenue appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the 1st respondent in not conducting survey on the basis of representation, dated 05-06-2007, in respect of the land admeasuring Ac.0.23 guntas in Sy.No.423 situated at Utnoor village and mandal, Adilabad District, as illegal and arbitrary.

3. It is the case of the petitioner that the Mandal Revenue Officer, Utnoor by proceedings No.C1/1852/2005, dated 30-06-2005, ordered for mutation of land in Sy.No.423 to an extent of Ac.0.23 guntas situated at Utnoor village in the name of the petitioner and to make necessary entries in the revenue records. Pursuant to the same, the record of rights and title deeds under the A.P.Rights in Land and Pattadar Passbooks Act, 1971 were also issued. It is stated that as there is some dispute between the petitioner and the neighbouring land owner with regard to the boundary petitioner made a representation before the 1st respondent on 05-06-2007and remitted the required fee of Rs.320/- through challan bearing No.5505 requesting to depute the Inspector of Survey of the office of the Assistant Director of Survey and Land Records, but no action has been taken so far.

4. I am not inclined to express any opinion with regard to the right of the authority for any settlement of the said dispute but insofar as the request of the survey is concerned, I am of the opinion that it is for the 1st respondent to take appropriate action pursuant to the said representation in accordance with law.

5. Having regard to the facts and circumstances, 1st respondent is directed to consider and dispose of the representation of the petitioner, dated 05-06-2007, in accordance with law, as expeditiously as possible, within eight weeks from the date of receipt of a copy of this order.

6. Accordingly, Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

03rd September, 2007.

Note:

Furnish C.C. of the order
within four days.

B/o

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